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Attorneys for Creditor Glass America Midwest LLC Hearing Date: August 14, 2024, 9:30 a.m.

Objection Deadline: July 25, 2024

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH

In re:

Corbin William Archer Lisa Ann Collet Archer

**Debtors** 

NOTICE OF HEARING ON GLASS AMERICA MIDWEST, LLC'S MOTION TO DISMISS AND REQUEST TO BAR FILING FOR 180 DAYS

Case No. 24-bk-21689-JTM

Judge Joel T. Marker

PLEASE TAKE NOTICE that the Honorable Joel T. Marker has set a hearing on the Motion to Dismiss and Request to Bar Filing for 180 Days (the "Motion") (ECF 26) filed by Glass America Midwest LLC ("Glass America"), creditor of the above-captioned Debtors, Corbin William Archer and Lisa Ann Collet Archer (the "Debtors") pursuant to sections 105 and 1307(c) of title 11 of the United States Code (the "Bankruptcy Code" or "Code") to dismiss the chapter 13 case of the Debtors for cause including bad faith, failure to comply with disclosure and noticing requirements, and ineligibility under section § 109(e) of the Bankruptcy Code. The Court has set

a hearing for <u>August 14, 2024, at 9:30 a.m., (Prevailing Utah Time)</u> (the "**Hearing**") in the United States Bankruptcy Court via using the following video conference information:

Cases before Judge Marker:

https://www.zoomgov.com/j/16154788875

Meeting ID: 161 5478 8875

Passcode/Participant ID: 3834658

CALL NOW or +1 669 254 52582

**Summary of Relief Requested**. At the Hearing, the Court will consider relief requested in the Motion including dismissal of the Debtors' bankruptcy case, with prejudice and a 180-day bar to refiling for cause, all as set forth in more detail in the Motion.

A copy of the Motion and all other pleadings in this chapter 7 case can be obtained through the Bankruptcy Court's Public Access to Court's Electronic Records (PACER) system, available at <a href="http://www.utb.uscourts.gov">http://www.utb.uscourts.gov</a>.

#### YOUR RIGHTS MAY BE AFFECTED.

IF YOU OBJECT TO THE RELIEF REQUESTED IN THE MOTION, YOU MUST, (1) NO LATER THAN JULY 25, 2024, FILE YOUR OBJECTION WITH THE BANKRUPTCY COURT AND SERVE IT ON THE UNDERSIGNED, THE UNITED STATES TRUSTEE, AND ANY PARTY WHO HAS FILED A REQUEST FOR NOTICE IN THIS CASE; AND (3) ATTEND THE HEARING SCHEDULED FOR AUGUST 14, 2024 AT 9:30 A.M., (PREVAILING UTAH TIME) AT THE ABOVE VIDEO CONFERENCE LINE.

IF YOU FAIL TO OBJECT, THE BANKRUPTCY COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT HEARING YOUR OBJECTION.

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DATED this 8th day of July, 2024.

## PARSONS BEHLE & LATIMER

/s/ Brian M. Rothschild

Brian M. Rothschild
Alex N. Vandiver
Attorneys for Plaintiff Glass America Midwest LLC

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of July, 2024, a true and correct copy of the foregoing,

# NOTICE OF HEARING ON GLASS OF AMERICA MIDWEST LLC'S MOTION TO DISMISS AND REQUEST TO BAR FILING FOR 180 DAYS, to be served as follows:

- (1) by filing on the Courts' docket, which sent notice by electronic mail to the following:
  - Jesse A.P. Baker <u>ecfutb@aldridgepite.com</u>; <u>jbaker@aldridgepite.com</u>
  - Lon Jenkins tr ecfmail@ch13ut.org; lneebling@ch13ut.org
  - Janci M. Lawes <u>jlawes@aldridgepite.com</u>; <u>janci@jltlawut.com</u>; <u>jlawes4@gmail.com</u>; <u>ecfutb@aldridgepite.com</u>; <u>r47629@notify.bestcase.com</u>
  - Steven M. Rogers <u>srogers@roruss.com; nrussell@roruss.com;</u> <u>rorusslaw@gmail.com; paralegal@roruss.com; r47264@notify.bestcase.com;</u> <u>bwhiting@roruss.com</u>
  - United States Trustee USTPRegion19.SK.ECF@usdoj.gov
  - Aaron M. Waite <u>aaronmwaite@agutah.gov</u>
- (2) by mail to the Debtor's mailing matrix attached hereto and to the following:

(No Manual Recipients)

/s/ Brian M. Rothschild

Case 24-21689 Label Matrix for local noticing 1088-2 Case 24-21689 District of Utah Salt Lake City Mon Jul 8 14:55:24 MDT 2024

American Express National Bank

c/o Becket and Lee LLP

Malvern PA 19355-0701

PO Box 3001

Aldridoctinelit 374 East 720 South Orem, UT 84058-6342

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Lisa Ann Collet Archer 3861 E Evelyn Drive Salt Lake City, UT 84124-2307

Jesse A.P. Baker Aldridge Pite, LLP 3333 Camino del Rio South Ste 225 San Diego, CA 92108-3808

Boost Finance 5940 Summerhill Rd. Texarkana, TX 75503-1639

Boost Finance C/O Weinstein & Riley, P.S. 1415 WESTERN AVE, SUITE 700 SEATTLE, WA 98101-2051

Cash Central P.O. Box 30192 Salt Lake City, UT 84130-0192

CashNet USA P.O. Box 06230 Chicago, IL 60680-6208

Chrysler Capital 1601 Elm Street #800 Dallas, TX 75201-7260

Easy Cash ASAP, LLC PO Box 11443 Overland Park, KS 66207-1443

Glass Mechanix Solutions, Inc. Attn: Mark C. Rose 2180 South 1300 East, Suite 400 Salt Lake City, UT 84106-7814

Glass Mechanix Solutions, Inc. c/o Mark C. Rose 2180 South 1300 East, Suite 00 Salt Lake City, Utah 84106-2813

Home Depot Credit Services P.O. Box 790340 Saint Louis, MO 63179-0340 Centralized Insolvency Unit PO Box 7346 Philadelphia, PA 19101-7346 Lon Jenkins tr Ch. 13 Trustee's Office 465 South 400 East Suite 200 Salt Lake City, UT 84111-3345

KC Credit 2016 Swift St Kansas City, MO 64116-3424

Janci M. Lawes Aldridge Pite, LLP 374 East 720 South Orem, UT 84058-6342 Midland Credit Management, Inc. PO Box 2037 Warren, MI 48090-2037

Mountain America Credit Union PO Box 2331 Sandy, UT 84091-2331

Mr. Cooper 425 Walnut Street Cincinnati, OH 45202-3956

(p) NATIONSTAR MORTGAGE LLC PO BOX 619096 DALLAS TX 75261-9096

Nationstar Mortgage LLC c/o ALDRIDGE PITE, LLP 8880 Rio San Diego Drive, Suite 725 San Diego, CA 92108-1619

Net Credit 175 W Jackson Blvd Suite 1000 Chicago, IL 60604-2863

NetCredit 175 W Jackson Blvd Suite 600 Chicago, IL 60604-2948

Steven M. Rogers Rogers & Russell 170 S. Main St. Pleasant Grove, UT 84062-2631

(p) MARK C ROSE 2180 SOUTH 1300 EAST SUITE 400 SALT LAKE CITY UT 84106-7814 Brian M. Rothschild Parsons Behle & Latimer 201 S. Main St. Suite 1800 Salt Lake City, UT 84111-2218 Case 24-21689
Santander Consumer USA, Inc.
d/b/a Chrysler Capital
1601 Elm St., Suite 800
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15 Bull Street
Suite 200
Savannah, GA 31401-2686

Spot Loan 1110 Hospital Rd. Belcourt, ND 58316 (p)US BANK PO BOX 5229 CINCINNATI OH 45201-5229 United States Trustee Washington Federal Bank Bldg. 405 South Main Street Suite 300 Salt Lake City, UT 84111-3402

Utah State Tax Commission Attn Bankruptcy Unit 210 North 1950 West Salt Lake City, UT 84134-9000 Utah State Tax Commission BK Unit 210 North 1950 West Salt Lake City, UT 84134-9000

Aaron M. Waite Office of Utah Attorney General 160 E 300 S, Fifth Floor Salt Lake City, UT 84114

Wilshire Consumer Credit 4751 Wilshire Blvd, Suite 100 Los Angeles, CA 90010-3847

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Nationstar Mortgage LLC Attn: Bankruptcy Dept. PO Box 619096 Dallas TX 752619741 Mark C. Rose McKay, Burton & Thurman, P.C. 2180 South 1300 East, Suite 400 Salt Lake City, UT 84106 U.S. Bank National Association Bankruptcy Department PO Box 108 Saint Louis MO 63166-0108

(d)US Bank PO Box 108 Saint Louis, MO 63166-0108

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Glass America Midwest, LLC

(u) Nationstar Mortgage LLC

End of Label Matrix
Mailable recipients 39
Bypassed recipients 2
Total 41